

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

STEPHEN PHILLIPS and MARY TOURVILLE-PHILLIPS, On behalf of themselves and all others similarly situated, Plaintiffs, v. CALIBER HOME LOANS, Defendant.	Case No.: 19-cv-02711-WMW-LIB PARTIES' UNOPPOSED JOINT MOTION TO CONTINUE THE STAY OF THE PROCEEDINGS PENDING MEDIATION
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------

Plaintiffs Stephen Phillips and Mary Tourville-Phillips (“Plaintiffs”) and Defendant Caliber Home Loans, Inc. (“Caliber”) (together, the “Parties”) respectfully file this Unopposed Joint Motion to Continue the Stay of the Proceedings Pending Mediation.

As set forth in the Parties’ Unopposed Joint Motion to Vacate the Scheduling Order and Stay Proceedings Pending Mediation (Dkt. No. 62), the parties desire to try to mediate a settlement of Plaintiffs’ claims. The parties’ mediation has been rescheduled for Wednesday, March 31, 2021. In order to avoid unnecessary expenses while the parties engage in mediation that might conserve the parties’ resources and promote judicial economy, the parties request a continuance of the stay of the proceedings.

The parties propose filing a status report with the Court on Friday, April 9, 2021, advising the Court on the status of their mediation. Should the efforts to resolve this case prove unsuccessful, the parties will propose an amended scheduling order for the Court’s consideration.

Dated: February 8, 2021

Respectfully submitted,

By: s/ E. Lee Lowther III

CARNEY BATES & PULLIAM, PLLC

E. Lee Lowther III (*admitted pro hac vice*)

llowther@cbplaw.com

Randall K. Pulliam (*admitted pro hac vice*)

rpulliam@cbplaw.com

Hank Bates (*admitted pro hac vice*)

hbates@cbplaw.com

519 W. 7th St.

Little Rock, AR 72201

Telephone: (501) 312-8500

Facsimile: (501) 312-8505

Daniel E. Gustafson (#202241)

dgustafson@gustafsongluek.com

David Goodwin (#386715)

dgoodwin@gustafsongluek.com

Mickey Stevens (#398549)

mstevens@gustafsongluek.com

GUSTAFSON GLUEK PLLC

220 South Sixth Street #2600

Minneapolis, MN 55402

Telephone: (612) 333-8844

James L. Kauffman (*admitted pro hac vice*)

jkauffman@baileyglasser.com

BAILEY & GLASSER, LLP

1055 Thomas Jefferson Street, Suite 540

Washington, DC 20007

Telephone: (202) 463-2101

Elizabeth Ryan (*admitted pro hac vice*)

eryan@baileyglasser.com

BAILEY & GLASSER, LLP

99 High Street, Suite 304

Boston, MA 02110

Telephone: (617) 439-6730

***Counsel for Plaintiffs Stephen Phillips And
Mary Tourville-Phillips***

/s/ Christopher J. Knapp

Christopher J. Knapp

BARNES & THORNBURG LLP

225 South 6th Street, Suite 2800

Minneapolis, MN 55402-4662

Telephone: 612.367-8774

Christopher.Knapp@btlaw.com

Kristine E. Kruger

PERKINS COIE LLP

1201 Third Avenue Suite 4900

Seattle, WA 98101-3099

Telephone: (206) 359-3111

KKruger@perkinscoie.com

Thomas Abbott

PERKINS COIE LLP

505 Howard Street Suite 1000

San Francisco, CA 94105

Telephone: (415) 344-7099

TAbbott@perkinscoie.com

Attorneys for Defendant

Caliber Home Loans, Inc.